

REMARKS

Restriction Requirement

In the Restriction Requirement mailed April 22, 2010, the Examiner divided the claims into 6 Groups.

For the purposes of initiating prosecution with respect to this application, Applicant elects:

Group I, Claims 1-12.

This election is without traverse.

Election of Species Requirement

In addition to the Restriction Requirement, the Examiner has imposed an Election of Species requirement.

For the purposes of initiating prosecution with respect to this application, Applicant elects: Compounds where X = O, Y = NO₂, and R = t-butyl.

Claims from Group I readable on this species, in part or in whole, include claims 1-11.

This election of species requirement is with traverse. In the instant requirement, no reason was given as to why the compounds, which share both a substantial core in terms of structure as well as a common use, are not so linked as to form a single general inventive concept under PCT Rule 13.1. Since no reason or justification was given, it should be clear that the election of species requirement is not proper.

Accordingly, Applicants respectfully submit that it should be withdrawn.

Nonetheless, Applicants understand that if no relevant prior art is found with respect to the elected species, the search will be expanded non-elected species. Applicants further understand that if no applicable prior art is discovered, the entire genus will be searched and examined.

Petition for an Extension of Time

Pursuant to the provisions of 37 C.F.R. §§ 1.17, 1.136(a), the Applicants hereby petition for an extension of time of two (2) month to July 22 for the period in which to file a response to the outstanding Office Action. The required fee of \$245.00 is authorized with the electronic submission of this document.

From the foregoing, this Application is believed to be in condition for allowance, and such action is earnestly solicited.

The Commissioner is authorized to charge any deficiency or credit any overpayment associated with this amendment to Deposit Account 50-2752.

If the Examiner has any questions concerning this election or the Application in general, he is respectfully requested to contact the undersigned at the number listed below.

Respectfully submitted,



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